

Declaratory Resolution No. 537

For the condemnation of a right of-way for sewer purposes - Beginning at a point 65 ft. So. of the N. W. corner of Block "H" So. Kensington Park Add; thence on a straight line East to a point 75 feet South of the S. E. corner of Lot 152 in said So. Kensington Park Addition; thence East and parallel with the So. line of Edgewater Drive etc.

Modified: Beginning at a point 65 ft. S. of the N. W. corner of Block "H" So. Kensington Park Add; thence on a straight line East to a point 75 ft. So. of the S. E. corner of Lot 152 in said South Kensington Add;

thence East and parallel with the So. line of Edgewater Drive to the East line of South Kensington Add; thence North 15 ft. to N. E. corner of said Block "H" thence West along the So. property line of Edgewater Drive to the N. W. corner of Block "H" thence South 65 ft. to place of beginning.

Adopted - October 15, 1925

Confirmed as mod. Nov 12, 1925

ALL ACTION RESCINDED  
May 19, 1927

DECLARATORY RESOLUTION NO. 537-1925

For the condemnation of a right of way for sewer purposes described as follows:

(a) Beginning at a point sixty-five (65) feet South of the Northwest corner of Block "A" South Kensington Park Addition; thence on a straight line East to a point seventy-five (75) feet South of the Southeast corner of Lot 152 in said South Kensington Addition; thence East and parallel with the South line of Edgewater Drive to the East line of South Kensington Addition; thence North fifteen (15) feet to the Northeast corner of said Block "A", thence <sup>West</sup> along the South property line of Edgewater Drive to the Northwest corner of said Block "A"; thence South sixty-five (65) feet to place of beginning.

(b) A strip of land twelve (12) feet in width centered upon a line described as follows; to-wit:

Beginning at a point in the North line of Lake Avenue situated one hundred sixty-six and five-tenths (166.5) feet east of the east line of Kensington Park Addition to the City of Fort Wayne; thence North and parallel with the east line of the said Kensington Park Addition to the center line of Delaware Avenue produced eastward, as platted in said Kensington Park Addition; thence west on the center line produced eastward of said Delaware Avenue one hundred sixty-six (166) feet to the East line of said Kensington Park Addition;

(c) The West twelve (12) feet of lots numbered ten (10), thirteen (13), fourteen (14), seventeen (17), and eighteen (18) in Randall's Farm Subdivision, also the West twelve (12) feet of the west fifty (50) feet of the north fifty (50) feet of lot numbered nine (9) in said Randall's Farm Subdivision.

(d) A part of lot five (5) Randall's Farm Subdivision, twenty (20) feet in width centered upon the center line extended eastward of Nevada Avenue as platted in Kensington Park Addition, a distance of one hundred sixty-six and five-tenths (166.5) feet.

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that is desired and deemed necessary to condemn for sewer purposes the following described property:-

(a) Beginning at a point sixty-five (65) feet South of the Northwest corner of Block "A" South Kensington Park Addition; thence on a straight line East to a point seventy-five (75) feet South at the Southeast corner of Lot 152 in said South Kensington Addition; thence East and parallel with the South line of Edgewater Drive to the East line of South Kensington Addition; thence North fifteen (15) feet to the Northeast corner of said Block "A", thence <sup>West</sup> along the South property line of Edgewater Drive to the Northwest corner of said Block "A"; thence South sixty-five (65) feet to place of beginning.

(b) A strip of land twelve (12) feet in width centered upon a line described as follows; to-wit:

Beginning at a point in the north line of Lake Avenue situated one hundred sixty-six and five-tenths (166.5) feet east of the east line of Kensington Park Addition to the City of Fort Wayne; thence north and parallel with the east line of said Kensington Park Addition to the center line of Delaware Avenue produced eastward, as platted in said Kensington Park Addition; thence West on the center line produced eastward of said Delaware Avenue one hundred sixty-six (166) feet

MODIFIED ON THE 12th day of November, 1925

SEE SECOND PAGE FOLLOWING:.....



to the east line of said Kensington Park Addition.

(c) The west twelve (12) feet of lots numbered ten (10), thirteen (13), fourteen (14), seventeen (17) and eighteen (18) in Randall's Farm Subdivision; also the west twelve (12) feet of the west fifty (50) feet of the north fifty (50) feet of lot numbered nine (9) in said Randall's Farm Subdivision.

(d) A part of lot five (5) Randall's Farm Subdivision, twenty (20) feet in width centered upon the center line extended eastward of Nevada Avenue as platted in Kensington Park Addition, a distance of one hundred sixty-six and five-tenths (166.5) feet.

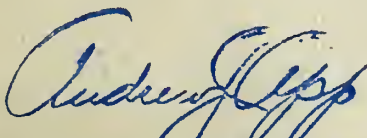
The property which may be injuriously or beneficially affected by the condemnation of the above described property is described as all lots and lands lying within the following described territory to-wit: Beginning at the point of intersection of the North bank of the Maumee River by the East line of the Northwest fractional quarter of Section Numbered six (6) in Township thirty (30) North, Range thirteen (13) East, Allen County, Indiana; thence North on the East line of said quarter section to the center line of Lake Avenue; thence East on the center line of Lake Avenue to the East line of the West half of the West half of the southeast quarter of section Thirty-one (31), Township thirty-one (31) North, Range thirteen (13) East; thence North on the East line of the said West half of the west half of said Section thirty-one (31) to the center line of State Street; thence East on the center line of State Street to the East line of Beacon Street, thence North on the East line of Beacon Street to the North line of Vance Avenue; thence West on the North line of Vance Avenue to the center line of Oak Grove Avenue; thence southwesterly on the center line of Oak Grove Avenue to the center line of Kenwood Avenue; thence West on the center line of Kenwood Avenue to the center line of Crescent Avenue; thence Southwest on the center line of Crescent Avenue to the center line of Charlotte Avenue; thence West on the center line of Charlotte Avenue to the East bank of the St. Joseph River; thence South with the meanderings of said St. Joseph River to its intersection with Columbia Avenue; thence East along the North bank of the Maumee River with its meanderings to the place of beginning.

All according to the method and manner provided for in act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations", approved March 6th, 1905, and the provisions of all acts amendatory thereto and supplemental thereof including the right to bond assessments as in said laws ordered.

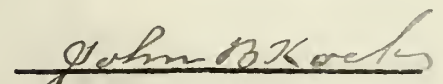
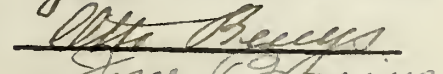

Assessments, if deferred, are to be paid in ten (10) equal annual installments with interest at the rate of five (5%) per cent per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property, or for the payment of any bond, bonds, certificate or certificates issued in payment for such property damages, except for such moneys as shall have been actually received by the City from the assessments for such damages to property or such moneys as said City is by said above entitled act required to pay. All proceedings had in the making of said improvements, assessments of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted this 15th day of October, 1925.

Attest:

  
Secretary

SECY DEPT OF  
PUBLIC WORKS

V   
  






DECLARATORY RESOLUTION NO. 537 modified in Minute Record No. 13, Page 263, as follows:

This being a date and time previously fixed by the Board when they would hear and consider objections or remonstrances against Declaratory Resolution Number 537, which provides for the condemnation of certain rights of way for sewage purposes as more fully set forth and defined in the aforementioned Declaratory Resolution Number 537; it was now upon motion moved, seconded and carried that the aforementioned Declaratory Resolution Number 537 be modified to eliminate Section "A" thereof; being more fully described as follows: "(A) Beginning at a point sixty-five (65) feet South of the Northwest corner of Block "A" South Kensington Park Addition; thence on a straight line East to a point seventy-five (75) feet South of the Southeast corner of Lot Number 152 in said South Kensington Addition; thence East and parallel with the South line of Edgewater Drive to the East line of South Kensington Addition; thence North fifteen (15) feet to the Northeast corner of said Block "A" thence West along the South property line of Edgewater Drive to the Northwest corner of said Block "A"; thence South sixty-five (65) feet to the place of beginning."; After having been so modified there appearing no objections or remonstrances of any nature whatsoever, upon motion Declaratory Resolution Number 537 was confirmed, as modified.

MODIFIED ON THE 12th day of November, 1925.

